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10 IN THE DISTRICT COURT OF THE UNITED STATES OF AMERICA  
11 NORTHERN DISTRICT OF THE STATE OF CALIFORNIA  
12 SAN JOSE DIVISION

13 JIMMY D. HAWS, SETH DANIEL HAWS )  
14 and MIA SKYE HAWS, minors, by and )  
15 through their guardian ad litem, CARRIE A. )  
16 HAWS, and CARRIE A. HAWS, individually )

16 Plaintiffs, )

17 v. )

18 COUNTY OF MONTEREY, MICHAEL )  
19 KANALAKIS, NATIVIDAD MEDICAL )  
CENTER and DOES 1-300, inclusive, )

20 Defendants. )  
21 )  
22 )

Case No. C 07-02599 JF

**(PROPOSED) ORDER AFTER  
HEARING UPON MOTION TO  
COMPEL ANSWERS TO  
INTERROGATORIES AND FOR  
PRODUCTION OF DOCUMENTS**

**Date: March 26, 2008**

**Time: 9:30 a.m.**

**Court Room: 4, 5<sup>th</sup> Floor**

**Magistrate**

**Judge: Hon. Richard Seeborg**

23 **ORDER**

24 On March 26, 2008, at 9:30 a.m. the motions came before the Court. Ralph Boroff and  
25 Michael Moore appeared for plaintiffs; Deputy County Counsel Traci Kirkbride appeared for  
26 defendant County of Monterey; and David Sheuerman for co-defendant Natividad Hospital.

27 *Jimmy D. Haws, et al. V. County of Monterey, et al.*  
28 (Proposed) Order After Hearing Upon Motion to Compel Answers to  
Interrogatories and for Production of Documents

Case No. C 07-02599 JF

1 Having considered all the pleading's and counsel's argument, the court orders:

2 As to Interrogatory Nos.10 and 18, the Court finds good cause for Plaintiffs' Motion and  
3 Orders defendant County of Monterey to submit full and complete responses no later than 30 days  
4 from the hearing of the Motion, April 25, 2008.

5 As to Document Production Requests Nos. 2, 3, 9, 13, 14, 17, 20, 21, 22, 23, 24, 25, 28, 34,  
6 and 38, the County finds that defendant Monterey County has waived all privilege, has failed to set  
7 forth an adequate privilege log and has failed to undertake a sufficiently diligent search and inquiry  
8 and is ordered to respond further, and without objection or claim of privilege on or before April 25,  
9 2008.

10 Plaintiffs' request for Sanctions in a separately filed motion shall be addressed in a separate  
11 Order.

12 It is so Ordered this \_\_\_\_\_ day of March, 2008.

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16 Hon. Richard Seeborg,  
United State District Court Magistrate  
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